

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CIVIL DOCKET NO. 5:07CV13-V**

TYRONE BISHOP,)
 Petitioner,)
))
 v.)
))
UNITED STATES OF AMERICA,)
 Respondent.)
_____)

ORDER

THIS MATTER is before the Court upon the Petition for Writ of Error Coram Nobis, 28 U.S.C. §1651, filed on behalf of Tyrone Bishop. (Document #1) Following review of Bishop's petition, the undersigned has determined that a response from the Government is required prior to disposition. The Court specifically directs the Government to address in its response: 1) the cognizability of Bishop's collateral attack and actual innocence claim in light of his guilty plea and the terms of his Plea Agreement (*e.g.*, waiver provisions); and 2) Bishop's claim that he was denied his Sixth Amendment right to counsel given defense counsel's representation of multiple defendants and alleged conflict of interest.

IT IS, THEREFORE, ORDERED that the United States shall submit a written **RESPONSE** on or before Monday, November 22, 2010.

Signed: October 25, 2010



Richard L. Voorhees
United States District Judge

